

in said town, and upon their conviction of vagrancy under the vagrant laws of this state before the mayor, may cause them to work on the public streets in the town from day to day for such a period of time not exceeding thirty days, as in the discretion of the mayor shall be deemed proper.

Persons failing to pay fines, &c., liable to work on streets.

SEC. 26. That the board of commissioners shall have authority to put to and keep at work on the streets or other public works of the town any person or persons who may fail to pay any fine, penalty or forfeiture which may be imposed on such person or persons for violation of any ordinance, by-law or regulation of said town: and the said commissioners shall have authority by their ordinances and by-laws to confine, control and manage such persons until the said fines and penalties or forfeitures, together with the cost thereof, shall be fully paid and satisfied, under such rates for labor and board as the commissioners may adopt.

Streets.

SEC. 27. That the board of commissioners shall have power, at any time whenever by them deemed necessary, to lay out and open new streets, or to widen, enlarge, change, extend, or discontinue any street or streets or any part thereof within the corporate limits of said town, and shall have full power and authority to condemn, appropriate, or use any land or lands necessary for the purpose named in this section, upon making a reasonable compensation to the owner or owners thereof; but in case the owner or owners of said land sought to be condemned or appropriated for public use by the commissioners cannot agree as to the compensation, then the matter shall be referred to arbitration, each party choosing two, who shall be freeholders and citizens of the town, and in case the owner or owners of the land shall refuse to choose such arbitrators, then the mayor shall in his or their stead choose two (and in case the four chosen as aforesaid cannot agree they shall select an umpire), whose duty it shall be to examine the land sought to be condemned and ascertain the damages that will be sustained by and the benefits accruing to the owner or owners in consequence of the change. But before proceeding to view said premises and assess said damages the parties chosen shall take the following oath before the mayor or some justice of the peace: "I,, do solemnly swear or affirm that I will faithfully and honestly discharge the duty of appraiser for which I have been chosen and a true report make; so help me God." and the award of the arbitrators shall be conclusive of the rights of the parties and shall vest in the commissioners the right to use the land for the purposes for which it is condemned: and all damages agreed upon between the owner or owners of the land and the commissioners, or awarded by the arbitrators, shall be paid as other town liabilities, by taxation: *Provided*, that either party may appeal to the superior court of Forsyth county, where the same may be heard anew as to

Condemnation of land.

Appeal.